

**The Rhode Island Fire Safety Code Board of Appeal and Review met at its headquarters located at 2 Regan Court, Mathias Building #56, in Cranston, RI on Tuesday, January 6, 2015 at 1:00 P.M.**

**Called To Order:**

**Chairman Newbrook called the meeting to order at 1:05 P.M.**

**Roll Call:**

**Present were Chairman Newbrook, Vice Chairman Blackburn and Commissioners Booth, Thornton and Richard.**

**Absent were Commissioners Sylvester, Jackson, Walker, Pearson and Filippi.**

**Also present were Executive Director W. Keith Burlingame, Esq. and Administrative Assistant Desiree Campanini.**

**New Business:**

**APPEAL#140147: Kirwin Properties, LLC, for the property located at 79 Tilden, Avenue, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Thornton made a motion, seconded by Commissioner Richard, to grant the Applicant a time variance of ninety (90) days to have the fire alarm installed, to**

have the apartment doors painted with an intumescent paint of a twenty minute rating and to provide apartment doors with self-closing devices, and the installation of a domestic sprinkler head over the boiler. The Board granted the Applicant a time variance of one (1) week to have the fire extinguisher installed and battery operated carbon monoxide detector installed in the apartment that are missing detection on temporary basis and to remove the propane cylinders located in the basement. The motion passed unanimously.

**APPEAL #140150:** Kevin Muoio, for the property located at 59 Main Street, East Greenwich. ADSFM Steven Hughes appears for the East Greenwich Fire Marshal's Office. DSFM Wade Palazini appeared for the State Fire Marshal's Office. Commissioner Richard made a motion, seconded by the Commissioner Thornton, to grant the Applicant a one-time variance to allow the Applicant to put on six (6) shows with a both live performers and a movie with a limited occupancy of three hundred (300) people. The Applicant must provide a firefighter detail at all six show at the direction and to the satisfaction of the East Greenwich Fire Marshal's Office. The Applicant must return to the Board in six (6) months with a plan of action to have sprinkler system installed in this facility. The motion passed unanimously.

**APPEAL #140152:** Dennis DeLoach, for the property located at 91 Cottage Street, Pawtucket. DSFM Thomas Dettore appeared for the State Fire Marshal's Office. Commissioner Richard made a motion,

seconded by Commissioner Booth, to grant the Applicant a time variance of thirty (30) days to submit a plan of action for the installation of a total coverage fire alarm system, providing the required separation between the daycare and business / assembly occupancies, provide approved rated doors in the bathrooms and janitor closet within the stair enclosures, also providing opening protective for the electric organ room door, and sealing all door opening in the existing stairway outside of the gym, at the direction and to the satisfaction of the State Fire Marshal's office. The Board granted and an additional one hundred and fifty (150) days to implement that plan, with the State Fire Marshal's Office authorized to extend the above deadlines, if a good faith effort is being shown by the Applicant. The motion passed unanimously.

**APPEAL #140153:** Harris Health Care North, for the property located at 60 Eben Brown Lane, Central Falls. DSFM Thomas Dettore appeared for the State Fire Marshal's Office. Commissioner Richard made a motion, seconded by Vice Chairman Blackburn, to grant the Applicant a variance for the provisions of NFPA 13 (2010) section 8.15.7.1 by allowing the existing exterior deck to remain in use without automatic sprinkler protection. In granting the Applicant the above variance the Board directs the Applicant to remove the Exit Sign from the interior door leading to the deck and to mark this door as "Not an Exit" at the direction and to the satisfaction of the State Fire Marshal's office. The Board further advises the Applicant to

**provide a protective enclosure for the area underneath the gazebo to prevent accumulation of combustible debris, at the direction and to the satisfaction of the State Fire Marshal's Office. The motion passed unanimously.**

**The following case was heard in subcommittee.**

**APPEAL #140156: Aspen Aerogels, for the property located at 3 Dexter Road, East Providence. ADSFM Kenneth Botelho and ADSFM James Bellamy appeared for the East Providence Fire Marshal's Office. Commissioner Thornton made a motion, seconded by Commissioner Booth, to grant the Applicant a variance to allow for a maximum one hundred (100) feet of travel distance to an exit in the production line, with no objection for East Providence Fire Marshal's Office. The motion was (4) to (0) with Vice Chairman Blackburn recusing himself from consideration of this case. At this the Subcommittee recommendation will be schedule for the next full Fire Board meeting hearing set for January 13, 2015 for a vote.**

**APPEAL #140157: East Bay Center, for the property located at 2 Old County Road, Bristol. DSFM David Cionfola appeared for the State Fire Marshal's Office. Vice Chairman Blackburn made a motion, seconded by Commissioner Booth, to grant the Applicant a variance to allow the new day-care occupancy to remain unseparated from the existing business occupancy. In granting this relief, the Board directs**

**the Applicant to provide fire alarm heat detection in the following rooms located adjacent to the day-care use: # 35, 37, 38 and the two (2) lavatories within ninety (90) days, at the direction and to the satisfaction of the State Fire Marshal's Office. The motion passed unanimously.**

**APPEAL #140033A: Marsoccio Ventures, LLC did not appear for this hearing, for the property located at 875 Atwells Avenue, Providence. ADSFM Keith Maine appeared for the Providence Fire Marshal's Office. DSFM Wade Palazini appeared for the State Fire Marshal's Office. Commissioner Richard made a motion, seconded by Vice Chairman Blackburn, to reaffirm Decision #140033 and declares all variance granted therein void in accordance with Board Rule & Regulation section 6-2-23. The motion passed unanimously.**

**Old Business:**

**Commissioner Thornton made a motion, seconded by Commissioner Richard to approve the Fire Board minutes for December 9, 2014.**

**Correspondences / Announcements:**

**The next meeting of the Rules and Regulations subcommittee will be held on Tuesday January 27, 2015 at 10:30 A.M.-Note New Date.**

**Open Forum / Public Comment:**

**Adjournment:**

**Commissioner Thornton made a motion, seconded by Commissioner Richard to adjourn the meeting at 3:09 P.M.**